1	ORDINANCE 2012
2 3 4 5 6 7 8 9 10 11 12	AN ORDINANCE OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AMENDING CHAPTER 20, "UTILITIES," OF THE TOWN'S CODE OF ORDINANCES BY AMENDING ARTICLE II, "SANITARY SEWER SYSTEM," SECTION 20-19 "RATES AND CHARGES", AND SECTION 20-23 "DEFINITIONS" IN ORDER TO ADOPT REVISIONS TO THE SCHEDULE OF RATES AND CHARGES FOR SANITARY SEWAGE COLLECTION, TRANSMISSION AND DISPOSAL; AND PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.
13	WHEREAS, the Town Commission desires to amend its Code of Ordinances to change
14	the sanitary sewer rates charged to properties connected to the Town's sewer system and to
15	change the methodology of calculating the rates, in order to better provide for future costs of
16	collecting and treating sewage; and
17	WHEREAS, the new sewer rates shall be applied to consumption beginning with the
18	October, 2012 bill.
19 20	NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, AS FOLLOWS:
21 22	SECTION 1. Recitals. The foregoing "Whereas" clauses are ratified and confirmed as
23	being true, correct and reflective of the legislative intent underlying this Ordinance and are
24	hereby made a specific part of this Ordinance.
25	SECTION 2. Amending Section 20-19. Section 20-19 "Rates and Charges" of Article
26	II "Sanitary Sewer System" of Chapter 20 "Utilities" is hereby amended as follows: ¹
27	Sec. 20-19. Rates and Charges.
28 29	(a) Established. There is hereby levied and established a schedule of rates and charges for sanitary sewage disposal services against each and every person, firm, partnership,

Additions to existing text are shown in <u>underline</u>. Deletions are shown in <u>strikethrough</u>. Additions subsequent to first reading are shown in <u>double underline</u> and deletions subsequent to first reading are shown in <u>double strikethrough</u>

30 31			ng any buildings or structures sidence, business or otherwise.	s in the Town			
32 33	(b) Amoun	ts of rates and charges.					
34 35	(1) Mo	onthly-service base facility cl	narge per single-family unit	\$14.89 <u>\$10.26</u>			
36	(2) M	anthly convice hase facili	ty abarga par multi family y	unit including			
37 38	duplexes:		ty charge per multi-family u	mit, meruanig			
39	(2) Ma	nthly comice here feaility ch	arga par aammaraial austamar i	mit. \$16.22			
40 41	(3) Monthly service base facility charge per commercial customer unit:\$16.33 \$10.26 multiplied by the number of equivalent units based on meter size as shown in the						
42	following table		ment units based on meter size a	is snown in the			
43	<u></u>	5 2					
44							
		Meter Size	Equivalencies	1			
		Meter Size	Equivalent Units				
		5/8"	1.0	1			
		3/4"	1.0				
		1"	2.5				
		1.5"	5.0				
		2"	8.0				
		3"	16.0				
		4"	25.0				
		6"	50.0				
		8"	80.0				
		10"	115.0				
45			11010				
46							
47	(4) <i>Co</i>	nsumption rate charged per	1,000 gallons of water usage:				
48							
49		All customer classes					
50	All residential units will not be charged a consumption rate for usage in excess of						
51	10,000 gal	lons per month					
52 53	(5) M	onthly customer service/adm	inistration charge per meter:				
55 54	(<i>3) M</i>	ommy customer service/uum	misiranon charge per meter.				
55	All cu	stomer classes		\$ 1.31			
56							
57		***					

59	SECTION 3. Amending Section 20-23. Section 20-23 "Definitions" of Article II
60	"Sanitary Sewer System" of Chapter 20 "Utilities" is hereby amended as follows: ²
61	Sec. 20-23. Definitions.
62	For the purpose of this article, the following definitions shall apply unless the context
63	clearly indicates or requires a different meaning:
64	
65	BOD or biochemical oxygen demand shall mean the quantity of oxygen utilized in the
66	biochemical oxidation of organic matter under standard laboratory procedure in five days at
67	20°C expressed in milligrams per liter.
68	Combined covers shall many a combination of the water comind waster from unidences
69 70	Combined sewage shall mean a combination of the water-carried wastes from residences,
70 71	business buildings, institutions, and industrial establishments, together with any ground, surface, and storm waters as may be present.
71 72	and storm waters as may be present.
73	Commercial unit shall mean a designation of a number of units based on meter size as
74	indicated in the following table:
75	mareaced in the rone wing there.
76	Commercial customer shall mean a customer that is not a single family or multi-family
77	customer. Included in this definition are mixed use properties that do not have separate meters
78	for commercial and residential areas and transient public lodging establishments.
79	
80	(1) A structure housing one business served by one meter. Included in this
81	definition are individual business areas within a multi-user structure when each is served
82	by an individual meter.
83	
84	(2) Each business, excluding hotels and motels, with separate public access,
85	such as a store in a mall, if the business is provided with water service and has two or
86	more plumbing fixtures, will be considered a unit. Laundry services, such as a
87	laundromat, will be considered as one unit.
88	(2) A description of the control of the control of the Third shall include a
89	(3) A domicile when supplied by a commercial meter. This shall include a
90	resident manager's apartment offices located inside of a predominantly commercial
91	structure.
92 93	(4) For hotels, apartment hotels, motels, or apartment motels the following
93 94	definitions shall apply:
9 4 95	definitions shall appry.
95 96	a. Each room (intended for occupancy by a guest) containing two or
97	more plumbing fixtures and having separate access within a hotel, apartment
- •	more premoting intented and nating departure decess within a notel, apartition

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98	hotel, motel, or apartment motel will be considered a unit. Meeting rooms
99	within a hotel will be considered as part of the commons area.
100	•
101	b. Each business within separate public access, if the business is
102	provided with water service, and contains two or more plumbing fixtures will be
103	unit.
104	
105	(5) If more than one meter provides service to a subunit of a building, a
106	building, or a multiple building complex (a looped plumbing system), then the number
107	of units will be divided evenly among all meters. However, no meter will be billed for
108	less than one unit.
109	
110	Mixed-use property shall mean a property which encompasses both residential and non-
111	residential uses.
112	
113	Multi-family unit shall mean:
114	
115	(1) Each domicile in a multi-family meter connection will be considered a
116	unit. This will include both individual apartment units, and if several single family
117	structures are connected to one meter, each single family structure will be considered a
118	unit; provided that no more than 25 percent of the units in the building, complex of
119	buildings, or group of single family structures connected to one meter are advertised
120	held out to be or used by the public as a transient public lodging establishment.
121	
122	(2) If more than one meter provides service to a subunit of a building, a
123	building, or a multiple building complex (a looped plumbing system), then the number
124	of units will be divided evenly among all meters. However, no meter will be billed for
125	less than one unit.
126	ጥጥጥ
127	Transient mublic ledging establishment shall mean any unit group of units devalling
128	Transient public lodging establishment shall mean any unit, group of units, dwelling,
129 130	building, or group of buildings within a single complex of buildings which is rented to guests more than three times in a calendar year for periods of less than 30 days or one calendar month,
131	whichever is less, or which is advertised, held out to or used by the public as a place regularly
132	rented to guests.
133	ichica to guests.
134	***
135	
136	SECTION 4. Severability. If any section, sentence, clause, or phrase of this Ordinance
150	belong it any section, sentence, clause, or pinuse of this ordinance
137	is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding
138	shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION 5. Conflict	ts. All prior ordinance	es or resolutions or parts thereof in
herewith are hereby repealed to	the extent of such con	nflict.
SECTION 6. Effective	e Date. This Ordinan	ce shall become effective upon adop
second reading.		
Passed on the first reading, this	day of	, 2012.
Passed and adopted on the seco	ond reading, this	day of, 2012.
-	_	•
	$\overline{\overline{N}}$	Mayor Roseann Minnet
		3
	First Reading	Second Reading
M M'		
Mayor Minnet		
Vice-Mayor Sasser		
Commissioner Brown		
Commissioner Dodd		
Commissioner Vincent		
Attest:		
Town Clerk, June White		
(CORPORATE SEAL)		
Approved as to form:		
**		